

AGENDA

COMMITTEE ON PUBLIC SAFETY, HEALTH AND TRAFFIC

December 4, 2007
Aldermen Osborne,
O'Neil, Shea, Roy, Long

3:30 PM
Aldermanic Chambers
City Hall (3rd Floor)

1. Chairman Osborne calls the meeting to order.
2. The Clerk calls the roll.
3. Chairman Osborne advises that due to time constraints the following departments will make a presentation only (question and answer period to be held at a later date):
 - a) Health
 - b) Police
 - c) Fire
4. **Chairman Osborne advises that a motion is in order to remove this item from the table and Mr. Pepino has been requested to attend for discussion.**
Ordinance amendment relating to restrictions on registered sex offenders.
(Tabled 09/04/2007 – pending further research by the City Solicitor office.)
5. Ms. Brandy Stanley, Parking Manager, has submitted the following items for discussion and action by the Committee:
 - a) request for closure of streets for ABC News
(Note: Deputy City Clerk suggests that this item be approved and that the committee approve all street closures considered necessary by the Police Department, Parking Division and City Clerk's for any other newscasting events or activities relating to the Presidential Primary Election in January 2008.)

- b) request for the use of Arms Lot on Saturday, May 3, 2008 from Marcel's Way for use as a staging and activity area in conjunction with their 5K Race/Walkathon.
- c) communication from Ms. Stanley submitting a draft ordinance amendment defining duties of the Parking Division.
- d) communication from Ms. Stanley submitting a draft ordinance amendment relating to the City's Traffic Code.

Gentlemen, what is your pleasure?

- 6. Chairman Osborne advises that the Parking and Traffic Divisions have submitted agendas, which needs to be addressed as follows:

SIGNAGE – “CAUTION ELDERLY CROSSING AHEAD”

On Massabesic Street, east and west of Old Falls Road

Alderman Osborne

METERS – 10 HOURS:

On Hanover Street, north side, from Union Street to Beech Street (18 meters)

15-MINUTE PARKING:

On Alsace Street, east side, from a point 30 feet south of Bremer Street to a point 18 feet southerly

Alderman Forest

10-HOUR PARKING – METERS (8 AM-8 PM/MONDAY-FRIDAY):

On Pine Street, west side, from a point 180 feet north of Amherst Street to a point 85 feet northerly

Alderman Long

NO PARKING ANYTIME:

On Pine Street, west side, from Amherst Street to a point 180 feet northerly

Alderman Long

NO PARKING ANYTIME (EMERGENCY ORDINANCE):

On Bruce Road, east side, from a point 222 feet north of Sagamore Street to a point 75 feet northerly

Alderman Gatsas

On Mammoth Road, west side, from Nelson Street to a point 112 feet northerly
Alderman Osborne

On Renard Street, north side, from a point 60 feet east of Benjamin Street to a
point 80 feet easterly
Alderman Shea

RESCIND NO PARKING ANYTIME:

On Pine Street, west side, from Amherst Street to a point 150 feet northerly
(Ord. 3521)
Alderman Long

On Riley Avenue, both sides, from a point 70 feet north of Young Street to a point
65 feet northerly (Ord. 7331)

**NO PARKING DURING SCHOOL HOURS – BUS STOP (8 AM-9 AM/
2 PM-3 PM – EMERGENCY ORDINANCE):**

On Bruce Road, east side, from a point 142 feet north of Sagamore Street to a
point 80 feet northerly
Alderman Gatsas

**RESCIND NO PARKING HANDICAP ZONE – HANDICAP PARKING
ONLY:**

On Pine Street, west side, from a point 240 feet north of Amherst Street to a point
25 feet north (Ord. 3522)
Alderman Long

ADD PARKING REGULATIONS IN MILLYARD AREA

PERMIT PARKING ONLY (8 AM – 8 PM):

On Commercial Street, east side, from a point 1237 feet south of Canal Street to a
point 430 feet north of Spring Street
On Commercial Street, east side, from a point 445 feet south of Canal Street to a
point 655 feet southerly

METERS – 2 HOURS (8 AM – 8 PM – NO PERMIT PARKING):

On Commercial Street, east side, from a point 1100 feet south of Canal Street to a
point 137 feet southerly

RESCIND PARKING REGULATIONS (AS DESIGNATED)
IN MILLYARD AREA

METERS – 2 HOURS (8 AM – 8 PM – NO PERMIT PARKING):

On Commercial Street, east side, from a point 951 feet north of Spring Street to a point 1129 feet north of Spring Street

PERMIT PARKING ONLY (8 AM – 8 PM):

On Commercial Street, east side, from a point 430 feet north of Spring Street to a point 951 feet northerly

On Commercial Street, east side, from a point 1129 feet north of Spring Street to a point 445 feet south of Canal Street

Gentlemen, what is your pleasure?

7. Report from Lt. J. Hopkins regarding a listing of technologies that exist for monitoring traffic control, if available.
8. Report from Police and City Solicitor regarding commercial vehicle definitions, if available.

TABLED ITEM

A motion is in order to remove the following item from the table for discussion.

9. Communication from Alderman Shea proposing the establishment of a Manchester Crime Prevention Committee.
(Tabled 12/12/2006)
10. If there is no further business, a motion is in order to adjourn.

9-4-07 Tabled



**City of Manchester
Office of the City Solicitor**

One City Hall Plaza
Manchester, New Hampshire 03101
(603) 624-6523 Fax (603) 624-6528
TTY: 1-800-735-2964
Email: solicitor@ManchesterNH.gov

Thomas R. Clark
City Solicitor

Thomas I. Arnold, III
Deputy City Solicitor

Daniel D. Muller, Jr.
~~Michelle A. Battaglia~~
Gregory T. Muller
~~Michael A. Beausselle~~

August 29, 2007

Committee on Public Safety
c/o City Clerk
One City Hall Plaza
Manchester, NH 03101

Re: **Draft Ordinance**

Dear Committee Members:

As requested by Alderman Roy at the last Board of Mayor and Aldermen meeting, I am enclosing a draft of an ordinance relating to restrictions on registered sex offenders for discussion before the committee.

Very truly yours,

Thomas R. Clark
City Solicitor

TRC/hr
Enclosure

cc: Ald. Mark Roy

DRAFT

Restrictions on Registered Sex Offenders

A. Definitions.

1. Registered Sex Offenders shall mean any person who has been convicted of a crime and is required to register pursuant to the provisions of RSA Chapter 651-B.
2. School shall mean any public or private educational facility that provides services to children from preschool grades through grade 12.
3. Day Care Center shall mean a duly licensed facility that provides care to children up to age ____.
4. Park or Playground shall mean any park, playground, beach, recreation center, or any other area in the city, owned or used by the city, and devoted to active or passive recreation.
5. Premises shall mean the building structure or cartilage surrounding the building, playground area or playing fields, or courts.
6. Radius shall mean the distance measured from the outer property lines.

B. Restrictions.

1. Any person who is a registered sex offender shall not reside within a _____ foot radius of the property line of a school, day care center, park, playground or a library.
2. Any person who is a registered sex offender is prohibited from entering upon the premises of a school or day care center unless specifically authorized by the school administration or day care owner.

C. Exceptions; This section shall not apply to the following:

1. Any person who is incarcerated at a state or county correctional facility or a juvenile facility, or who is involuntarily committed to any such facility.
2. Any person who has established a residence prior to the effective date of this ordinance.
3. Any person who is a minor or ward under guardianship.

D. Penalties.

1. Any person found in violation of the provisions of this ordinance shall be subject to a fine of not less than \$_____ for the first offense, and a fine of not less than \$_____ for any subsequent offense.

IN BOARD OF MAYOR & ALDERMEN

DATE: August 7, 2007

ON MOTION OF ALD. Osborne

SECONDED BY ALD. Duval

refer to the Cmte. on
VOTED TO Public Safety, Health and
Traffic.


CITY CLERK

August 1, 2007

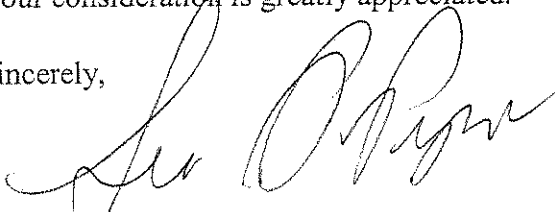
Board of Mayor and Aldermen
1 City Hall Plaza
Manchester, NH 03101

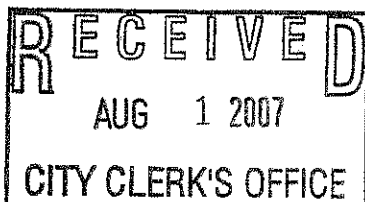
Dear Board of Mayor and Aldermen,

Several cities and towns have adopted this ordinance and I think it's about time as one police chief said if it saves one child the ordinance is worth it.

Your consideration is greatly appreciated.

Sincerely,


Leo Pepino



Sex-offender law has penalties for landlords

◆ **In Boscawen:** Measure passed with no members of the public attending.

BOSCAWEN (AP) — A debate is developing over how the town approved restrictions on where sex offenders can live.

The ordinance went into effect after a public hearing on July 2 that was attended by no members of the general public.

Town officials posted notice of the hearing beforehand, but said they did not publicize passage of the new ordinance until they notified affected residents. It prohibits sex offenders from living near places where children gather, including schools, playgrounds, child care centers, churches and libraries.

"We don't feel we've done anything against what the pulse of the town would be," said selectmen Chairman Ed Maloof.

Unlike restrictions in other towns, Boscawen's ordinance would fine landlords or Realtors who lease or sell living spaces to sex offenders, Interim Police Chief Sean Sweeney said.

According to the minutes, one resident — who is the town's

planning and zoning secretary — attended the hearing, along with the three selectmen, the police chief, the town administrator and the secretary.

Franklin, Tilton and Northfield passed similar ordinances this spring. Sweeney said he was concerned that sex offenders whose housing options were limited in those towns might have moved to Boscawen instead.

Claire Ebel, director of the New Hampshire Civil Liberties Union, said the hearing should have been widely publicized beforehand. She said she was concerned residents did not have a chance to provide adequate comment at the hearing, which was two days before the July 4 holiday, when many people were on vacation.

Ebel said the new restrictions virtually exclude convicted sex offenders from each town that has passed such a regulation. Sweeney said it's possible

Boscawen's ordinance will cause sex offenders to look elsewhere to live.

Such rules were controversial in Sanbornton, where officials decided last week to table a similar town proposal after residents called selectmen to object.

New Hampshire's right-to-know law requires town officials to inform residents of public hearings by posting a notice in a public place, but Ebel said town officials should have gone a step further.

Landlords and motel owners received letters last week with copies

of the new ordinance, and Sweeney said he visited several other rental properties and boardinghouses to make sure people know about the change.

"I'd much rather (pass the ordinance) and hear the negative (feedback) than have to hear from someone coming in who was the victim of a heinous crime," Sweeney said.

Unlike restrictions in other towns, Boscawen's ordinance would fine landlords or Realtors who lease or sell living spaces to sex offenders.

DOVER CODE
OFFENSES
CHAPTER 131

- 131-1. Loitering and obstruction.
- 131-2. Benches.
- 131-3. Prohibited weapons.
- 131-3.1. Safe Storage of Firearms.
- 131-4. Fishing in restricted areas.
- 131-5. Identification of certain workers.
- 131-6. Consumption and possession of alcoholic beverages.
- 131-7. Park hours.
- 131-8. Consumption, sale and dispensing of alcoholic beverages in city-owned buildings.
- 131-9. Motor vehicles on school property and park grounds.
- 131-10. Private property rights.
- 131-11. Public peace.
- 131-12. Interference with law enforcement officers.
- 131-13. Keeping controlled drugs.
- 131-13.1 Fireworks.
- 131-13.2 Operation of boats and vehicles on Willand Pond restricted.
- 131-14. Violations and penalties.
- 131-15. Sale of rolling papers to minors.
- 131-16. School Truancy.
- 131-17. Facilitation of a Drug of Underage Alcohol Party.
- 131-18. Use of tobacco products in Henry Law Skate Park
- 131-19. Use of tobacco products on the grounds of the McConnell Center
- 131-20. Registered Sex Offender Restrictions

[HISTORY: Adopted by the City Council of the City of Dover 10-28-81 as Ord. No. 7-81.
Amendments noted where applicable.]

OFFENSES

131-20

131-20

131-20. Registered Sex Offender Restrictions. [Added 10-19-05 by Ord. No. 18-2005]

A. Definitions.

1. Registered Sex Offender – This Chapter shall only apply to offenders who have been convicted of the crime against a person under the age of 18 and as a result, is required to register for life pursuant to RSA 651-B:6 I. [Amended 01-17-2007 by Ord. No. 15-2006]
2. School/Day Care – Any public or private educational facility that provides services to children in grades K-12 or licensed day care facility that is clearly marked.
3. Premises – Shall mean the building structure or curtilage surrounding the building, playground area or playing field, or courts.
4. Radius – Distance shall be measured from the outer property lines.

B. Restrictions

1. Any person who is a convicted sex offender involving a minor, and is required to register for life, shall not reside within a 2500 foot radius of the property line of a school or day care center.
2. Any person who is a convicted sex offender involving a minor, and is required to register for life, is prohibited from entering upon the premises of a school or day care center, unless specifically authorized by the school administration or day care center owner.

C. Exceptions.

A registered sex offender residing within 2500 feet of a school or day care is not in violation if the residency was established prior to the date of passage.

D. Penalties

Any person violating the provisions of this Chapter shall be subject to a fine of not less than \$500 for the first offense, and \$1000 for any subsequent offense.

New England News



Statistics: most sex offenders know victims

CONCORD, N.H. -- New Hampshire authorities say recent ordinances to prohibit sex offenders from living near schools and parks probably won't stop most assaults against children.

Boscawen, Franklin, Tilton and Northfield have recently adopted ordinances prohibiting sex offenders from living near gathering places for children. Dover adopted regulations two years ago.

But authorities say most sex offenders know their victims.

Authorities note that of the 19 people indicted in Merrimack County for sexually assaulting a juvenile in the last year, all knew the victim. The child was a relative, lived nearby or was the friend of the family. None is charged with assaulting a child met at a school, park or library.

"We have rapists that jump out of the bushes, but that is rare," said Allenstown Police Chief Shaun Mulholland. "The vast majority of offenses are committed on people (offenders) know. I don't think this is the solution to the problem. I don't see any redeeming value in this."

But Tilton police Capt. Owen Wellington disagrees.

"It's an ounce of prevention toward people's awareness and their ability to feel safe in their community," he said.

Boscawen's interim Police Chief Sean Sweeney sees even more value in the ordinance.

"If only one child is protected from this ordinance, then the ordinance has served its purpose," he said.

Claire Ebel of the New Hampshire Civil Liberties Union said a group of lawyers is studying the ordinances. She said they are particularly concerned with the Boscawen ordinance because it not only places housing restrictions on sex offenders but also on where in town the person can go. The person must receive advance permission to go to the library, she noted.

"This is just a preposterous, ostrich-like approach to what is a very complex societal issue," she said.

Rather than make pariahs out of the offenders, parents could better protect children by having frank discussions with them about inappropriate touching, she said.

Some also fear the ordinances will give parents a false sense of security.

"What it does, to some extent, is give some assurances -- however legitimate -- to people living where the restrictions are imposed," said Concord city prosecutor Scott Murray. "You know you won't have a sex offender living next door. But it certainly does not guarantee that you are not going to have kids who are getting molested."

Concord's acting police chief, Robert Barry, said city police would face a tougher time than towns enforcing an ordinance because schools are spread through the city. Also, counseling and treatment centers that offenders need are downtown near schools, parks and daycare centers.

Barry believes Concord could provide a better service by more closely monitoring whether the offenders register their new addresses when they move.

State Rep. John Tholl, the police chief in Dalton, said he's concerned that offenders will stop registering if society makes it too hard for them to find housing.

"I think it's more important to know where these people live than to tell them they can't live somewhere," said Tholl.

(Copyright 2007 by The Associated Press. All Rights Reserved.)


This is a printer-friendly version of an article from the Concord Monitor at <http://www.concordmonitor.com>.



Article published Jul 10, 2007

Sanbornton may restrict where sex offenders live
Town would be fourth in area with ordinance

 [Print article](#)

 [Send to friend](#)

By WALTER ALARKON
Monitor staff

 [Letter to editor](#)

Jul 10, 2007

Sanbornton's selectmen are considering whether to make their town the fifth New Hampshire community to adopt an ordinance restricting where sex offenders can live.

In the past few months, three neighboring communities - Tilton, Northfield and Franklin - have passed ordinances prohibiting registered sex offenders from living 2,500 feet within a school, day-care center, park and other public places where children gather. The ordinances also bar offenders from entering those areas unless they had permission from administrators. Violators of the ordinances are required to pay fines.

Dover, in 2005, became the first New Hampshire community to restrict where sex offenders can live.

At the request of Selectman David Nickerson, Sanbornton Police Chief Mark Barton drafted an ordinance and presented it to the selectmen last week. It mirrors those passed in the three nearby communities. Before the selectmen decide on it, they must hold a public hearing. Nickerson said they plan to discuss a date for the hearing at their meeting tomorrow night.

Nickerson said several parents who had read reports of sex crimes against children and the ordinances in other communities told him to look into the measure.

"We don't have a big center of town, but we do have the library and school there, and parents were hoping there'd be some sense of protection," said Nickerson, who was elected to the board of selectmen this year.

Barton said town officials will take into account concerns with the ordinances. Tilton, Franklin and Northfield all passed their ordinances with little opposition. The most vocal opponent, the New Hampshire Civil Liberties Union, has argued that the restrictions aren't effective because they don't target the people who are most likely to offend; nine in 10 sex crimes are committed by people who knew the victims, such as relatives or friends of relatives, according to the U.S. Department of Justice.

"It's virtually useless to pass these ordinances if they think it's going to solve a social problem. It's not," said Barbara Keshen, an attorney with the New Hampshire Civil Liberties Union.

4

Andrew Livernois, the chairman of the board of selectmen, said it's too early to say whether he'll support an ordinance.

"Given the rural nature of the community, and given that there aren't many public playgrounds, schools, day-care centers . . . I don't think this ordinance would affect that many people," he said.

Sanbornton is more sparsely populated than the three nearby communities with the restrictions. It has 54 people per square mile. Franklin and Tilton both have more than 300 people per square mile, and Northfield has about 158 people per square mile.

One of the two registered sex offenders living in Sanbornton called the proposed ordinance "disturbing." Nathan Huber, convicted of a felonious sexual assault for having consensual sex with a 15-year-old girl two months after he turned 18, said that the ordinance would treat him the same as other people convicted of other sex crimes, such as the rape of a child younger than 13.

"I don't have children, but if I did I wouldn't be able to go to their events or watch them perform and not make it into a big deal," said Huber, now 32 and a self-employed heating and plumbing specialist. "There's a part of me that understands people wanting to protect their children. But because they don't differentiate between sex offenders, they're all sort of grouped into the same category where the problem exists."

Huber said his record has been clean since he spent 30 days in jail for the sex crime conviction. Despite that, he must register his home address every year with the Sanbornton Police. His residence - within a mile of the Sant Bani School - is also listed on the sex offender registry on the state Department of Safety's website. If the town adopts the proposed sex offender ordinance, he and other sex offenders who live in restricted areas would be allowed to remain. But he wouldn't be allowed to move elsewhere and then return.

His mother, Cynthia Huber, plans to start a petition asking state legislators to reassess laws that require people convicted of statutory rape to enter the same registry as people who have been convicted of other sex crimes. She said she's also considering a legal challenge against the sex offender ordinances.

"It discriminates against genuine people in the community who make a mistake at a young age and spend the rest of their lives being labeled a sex offender," she said. "He is not a sexual offender."

----- End of article

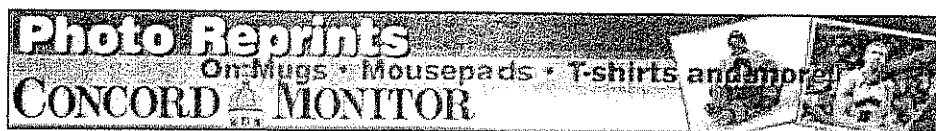
By WALTER ALARKON

Monitor staff

This article is: 13 days old.

4

This is a printer-friendly version of an article from the Concord Monitor at <http://www.concordmonitor.com>.




Article published Mar 5, 2007

Tilton

 [Print article](#)

Voters asked to restrict sex offenders
They couldn't live near schools or parks

 [Send to friend](#)

 [Letter to editor](#)

By LAUREN R. DORGAN
Monitor staff

Mar 5, 2007

Tilton residents will be asked at town meeting next week to vote on where registered sex offenders can live in their town.

An article on the warrant would forbid sex offenders who have been convicted of crimes against children from moving within 2,500 feet of a school, daycare or other "child-oriented organizations," including recreational areas. Sex offenders who already live within those bounds would be allowed to stay in their homes.

Selectman Tom Cavanaugh said he decided to do something after visiting a website, familywatchdog.us, which maps where sex offenders live.

"I noticed that there were several sexual predators, convicted sexual predators, living not far away from schools," he said. "It was disturbing, and I brought it up at a meeting."

Cavanaugh said police officers researched what the town could do and suggested a beefed-up version of a proposed state law. That bill, currently under consideration in the Legislature, would ban sex offenders who assaulted minors from moving within 1,000 feet of schools, parks and other "child-oriented organizations."

Eight child sex offenders live in Tilton now, according to a registry maintained by the state police. Seven live in the nearby town of Northfield and 29 in Franklin.

No one has mapped exactly where sex offenders could live under Tilton's proposed restrictions, said Town Administrator Bob Veloski.

There are three schools and at least two daycares in Tilton, as well as a handful of parks. Most of these "off-limits" areas are concentrated in downtown and West Tilton.

Tilton's proposed ordinance is closely based on a year-old city ordinance in Dover, which has a 2,500-foot requirement. But Dover's law is more tightly defined, restricting only schools and day cares and not other "child-oriented organizations."

4

"This far, at least for the city of Dover, it seems to be effective," Interim Police Chief Tony Colarusso said.

In the past year, six convicted sex offenders have tried to register addresses within Dover's restricted zones, Colarusso said. Five of them have relocated without incident, and the sixth one has moved to challenge the law in Dover District Court in a case that's still pending.

Colarusso said that before the ordinance was enacted, the police department had researched similar laws in other states and found that there had been no successful legal challenges. The city's attorney had also reviewed it, he said.

The ordinance may have a toll on neighboring towns: The five offenders who moved chose to leave Dover altogether, Colarusso said.

"Because of the number of schools and day cares we have in Dover, it's pretty limited where they can live in Dover . . . to the point where the five people have moved out of town," Colarusso said.

Critics of "buffer zones" for sex offenders argue that they cause more problems than they prevent. In December, the Iowa County Attorneys Association released a statement opposing that state's 2,000-foot restricted zones, saying they sapped police resources, caused offenders to become transient and fought only the "rare" phenomenon of sex crimes by strangers.

"In fact, 80 to 90 percent of sex crimes against children are committed by a relative or acquaintance who has some prior relationship with the child and access to the child that is not impeded by residency restrictions," the prosecutors wrote. "Only parents and caretakers can effectively impede that kind of access."

But others argue it makes sense to keep offenders as far from as many children as possible. They point to recidivism rates, including a 1994 study that found that 5 percent of all sex offenders were arrested for another sex crime within three years of release.

"I'm not saying that every single person that has offended will offend again, but you want to protect your kids," said Cavanaugh, who said he'd heard no opposition to Tilton's proposal.

Colarusso said he'd heard the criticisms.

"It's something that's controversial because some people don't feel it's effective," he said. "But one thing it does do is it brings out the problem with sex offenders."

----- End of article

By LAUREN R. DORGAN

Monitor staff

This article is: 140 days old.

4

CITY OF MANCHESTER

PARKING DIVISION



Brandy Stanley
Parking Manager
bstanley@manchesternh.gov

November 27, 2007

**Mayor and Board of Aldermen
One City Hall Plaza
Manchester, NH 03101**

Re: ABC NEWS Primary Coverage

To the Mayor and Board of Aldermen:

We were contacted by ABC NEWS with a request to broadcast their primary coverage outside of City Hall. As you know, ABC NEWS broadcasted its coverage here during the last presidential primary, and they wish to renew their relationship with the city for this primary. The Manchester Police Department, the Parking Division and the City Clerk's Office have all been working together and have all approved the following request.

Location of Broadcast

ABC will be bringing in a mobile broadcast booth, which will be placed in the intersection of Franklin and Market Streets. The booth will be elevated approximately 13' up from grade level to provide a full view of City Hall as a backdrop. Their support vehicles will be parked in the Middle Lot and on Franklin and Market Streets.

Time Frame

The anticipated time frame for set-up, broadcast and break-down is Wednesday, January 2nd through Wednesday, January 9th, although for contingency purposes, we would like to request authorization for the space from Monday, December 31st through Friday, January 11th to account for any schedule changes or unforeseen events.

Street Closures

In order to accommodate ABC's needs, the following street closures are requested:

- 1) Market Street from Hampshire Lane to the alley just West of 20 Market Street
- 2) Franklin Street from Middle Street to Market Street

5A

For a more detailed look at the requested closures, please see the two diagrams attached to this letter. Access to the 900 Elm Street garage will be maintained from Hampshire Lane, and both ingress and egress for the parking lot on Franklin Street between Middle and Market will be maintained for local traffic only.

Parking Requirements

ABC will be leasing all of the spaces on the street contained in the above closure request as well as approximately 50% of the space in the Middle Street Lot, for an estimated total of 68 spaces. Spaces will be leased at the prevailing meter bag rate of \$15 per space per day, and will make payment based on actual usage to the Parking Division.

The other half of the Middle Street Lot will be available for public use as normal, and the drive aisle will be maintained throughout the process.

Security and Police Coverage

ABC NEWS has agreed to work with the Manchester Police Department's recommendations for detail officers. Detail officers will provide traffic and pedestrian control as well as security overnight. The schedule of officers is as follows, and the Police Department will be paid 50% of the anticipated cost in advance according to the anticipated hours and at the department's standard rate of \$46.15 per officer per hour. The balance of the amount due will be paid in arrears.

8:00am to 4:00pm – 2 officers
4:00pm to 12:00am – 2 officers
12:00am to 8:00am – 1 officer

Other Details

ABC NEWS will pay for any snow removal costs, and has coordinated with the Parking Division's snow removal vendor on getting service as needed. Appropriate insurance certificates will be forwarded to risk management prior to their occupation of the site, and finally, the stop sign and the street signs on the corner of Franklin and Market will be removed by the Traffic Department for the duration of their stay.

Letters have been sent to all of the neighbors impacted by this request, and we have established lines of communication for anyone affected to get in touch with us, should the need for problem resolution arise.

SA

Please do not hesitate to let me know if there is any additional information required.

Sincerely,

**Brandy Stanley
Parking Manager
City of Manchester**

**CC: Mayor Frank Guinta
Leo Bernier
Manchester Police Department
Kevin Sheppard
Bob Wheelock, ABC NEWS
Jay Minkarah**

5A

ABC News Coverage Street Closure Request

City Hall Plaza

900 North Elm

Hampshire Lane

City Hall Annex

Market Street

Parking Lot

Franklin Street

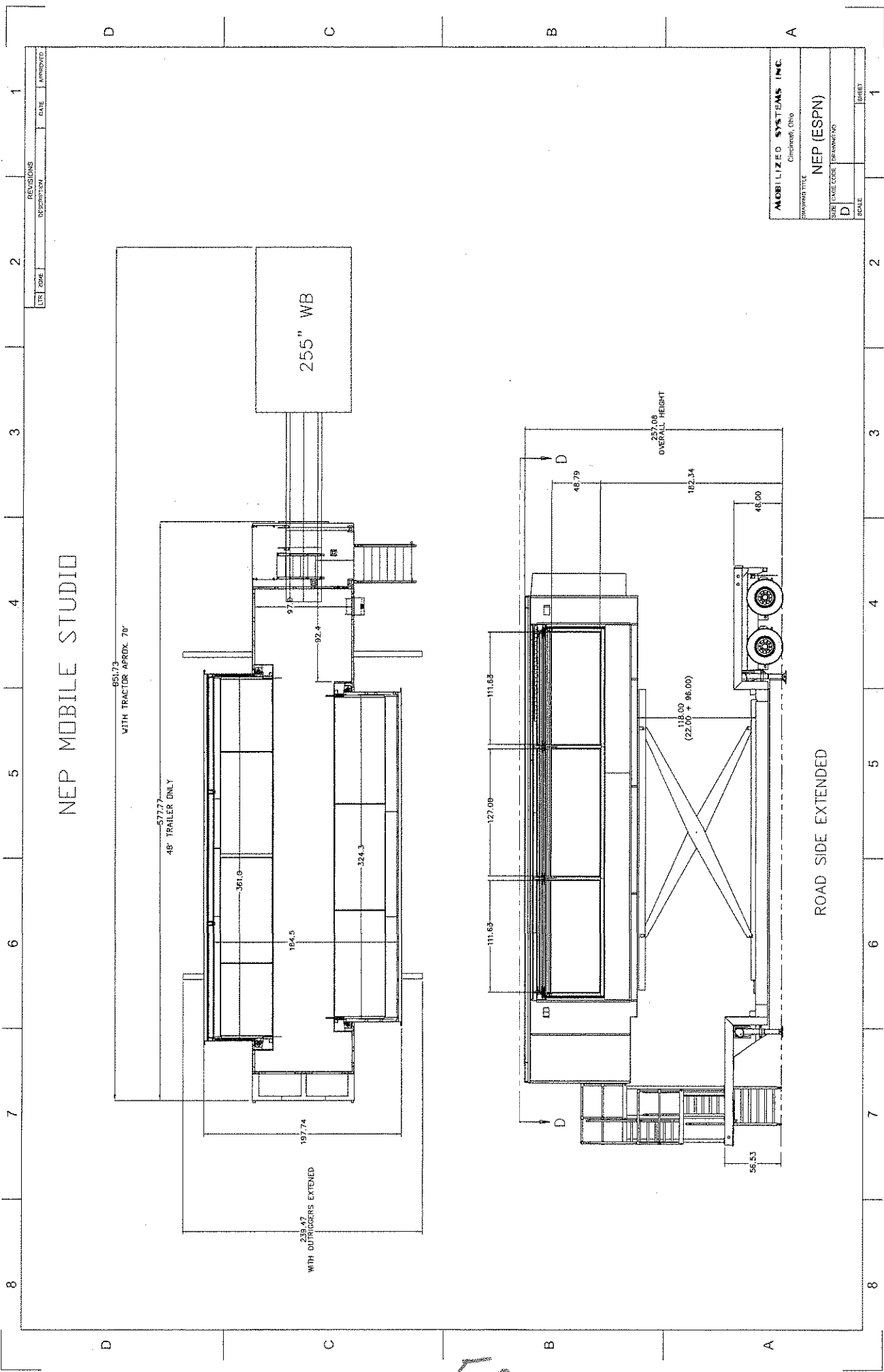
41 Market Street

Alley

Middle Street Parking Lot

Middle Street

5A



REV	DATE	DESCRIPTION	APPROVED
1			

MOBILIZED SYSTEMS INC.
Cincinnati, Ohio

NEP (ESPN)

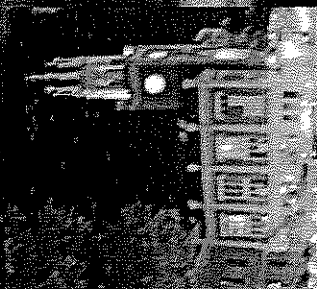
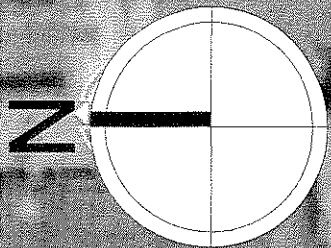
SIZE: 1/4" = 1'-0"

SCALE: 1" = 1'-0"

DATE: 1/1/73

BY: J. B. B.

5A



MARKET STREET

Dean Avenue

ESPN BOOTH
16.5 X 48 FT

GRIP
TRUCK

STREET CLOSED

GENERATOR

GENERATOR

ABC VEHICLE PARKING

HD
PRODUCTION
TRUCK

10X20
TENT

10X20
TENT

ABC VEHICLE PARKING

FRANKLIN ST

STREET CLOSED

KU2

VENDOR KU

EQUIPMENT
TRUCK

124 ft

ABC NEW HAMPSHIRE PRIMARIES
1/1/2008 - 1/10/2008

ENGINEERING MANAGERS
JOSH HAYDEN
JAMES ROSCHER

© 2007 Telb Alling
Image © 2007 DigitalGlobe
© SPOTIMAGE
© 2007 Europa Technologies
Streaming 100%

Pointer 42°59'26.31"N 71°27'50.84"W elev 200 ft

5A

CITY OF MANCHESTER

PARKING DIVISION



Brandy Stanley
Parking Manager
bstanley@manchesternh.gov

November 26, 2007

**Mr. Ed Osborne, Chairman
Committee on Public Safety, Health and Traffic
One City Hall Plaza
Manchester, NH 03101**

Re: Arms Lot Use Request

Dear Chairman Osborne:

Attached please find a request for the use of the Arms Lot on Saturday, May 3, 2008 from Marcel's Way. The parking lot will be used as a staging and activity area for a 5K Race/Walkathon to benefit the organization. This group held their event at this location last year, and there were no issues.

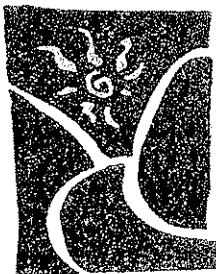
I respectfully request that permission be granted to Marcel's Way for their 2008 event.

Sincerely,

**Brandy Stanley
Parking Manager**

**CC: Committee Members
City Clerk**

SB



Marcel's Way

Providing those whose lives are touched by Mitochondrial Disorders with information, education, and support.

October 9, 2007

Attention: Brandy
City of Manchester
Traffic Division
480 Hayward St
Manchester, NH 03103

This letter is in request for approval of a 5K Race/Walkathon and festivities to follow in Arms Park parking lot area on Saturday May 3, 2008 from 10:00 a.m. until 4:00 p.m. The purpose of our event is to help raise awareness for our cause. We had this same event in April 2007 in Arms Park.

Our organization, Marcel's Way, is a non profit organization for children and families who are affected with mitochondrial disorders. The organization provides families with education, information, and support. For more information please refer to our website www.marcelsway.org.

Do not hesitate to contact us with any questions or requests for further information we may provide. Thank you for your consideration with our request. We look forward to your response.

Sincerely,

Maria Lussier, President
Marcel's Way
P.O. Box 392
New Boston, NH 03070
(877) 412-4141
info@marcelsway.org
www.marcelsway.org

SB

CITY OF MANCHESTER

PARKING DIVISION



Brandy Stanley
Parking Manager
bstanley@manchesternh.gov

November 26, 2007

**Mr. Ed Osborne, Chairman
Committee on Public Safety, Health and Traffic
One City Hall Plaza
Manchester, NH 03101**

Re: Request for Clarification of Responsibility

Dear Chairman Osborne:

Per the committee's request at the last October meeting, please find attached our proposed revision to the ordinance defining the duties of the Parking Division. Our intent is to manage and operate all on-street parking within the downtown core, leaving the remainder of the city under the management of the Highway Department. This ordinance change provides a definition of which spaces are to be managed by the Parking Division.

Additionally, we would like to request that CIP funds allocated to the Highway Department be used for maintenance of the Rines Center and that CIP funds allocated to the School System, be used for the maintenance of the Central High School garage, while allowing the Parking Division and Highway Departments to continue to administer the structural engineering contract for all city garages. The general structural review under this contract will be paid by the Parking Division.

Should the attached change be acceptable to the committee, we would like to request that the ordinance be forwarded to the full board for consideration. Thank you, and please do not hesitate to contact me with any questions.

Sincerely,

**Brandy Stanley
Parking Manager**

Sc

CC: Committee Members
City Clerk
Bruce Thomas
Kevin Sheppard
James Hoben

- E) Manage and operate all ~~on-street~~ *metered* parking *spaces and all other types of parking restrictions adjacent to where meters are located* within the City of Manchester.

Revising section 70.45

CITY OF MANCHESTER

PARKING DIVISION



Brandy Stanley
Parking Manager
bstanley@manchesternh.gov

November 26, 2007

**Mr. Ed Osborne, Chairman
Committee on Public Safety, Health and Traffic
One City Hall Plaza
Manchester, NH 03101**

Re: Traffic Code of Ordinance Changes Requested

Dear Chairman Osborne:

The attached ordinance changes comprise several different requests, as detailed below.

Lake Avenue Lot

The Economic Development Office has been working on a proposal for the City of Manchester to lease a proposed parking lot on Lake Avenue between Elm and Chestnut Streets. The concept itself and the terms of the lease will be presented to the Lands and Buildings Committee on December 11th. Due to the timeline both the owners and the Economic Development Office have laid out, we are requesting that the ordinance changes be approved by this committee and forwarded for consideration by the full board as a package with the lease on December 18th.

The proposed monthly parking rate for the lot is \$65.00 per month, and the event rates are a range of \$10.00 to \$15.00, depending upon the event. As you know, some events are better attended than others, and having the ability to set the rates depending upon attendance figures should ultimately result in higher revenues.

Rines Center Lot and Garage

The second portion of the proposed ordinance is the establishment of the Rines Center Lot and Garage. This change is the result of a request by Health Department Head Tim Soucy to restrict parking on the property. The Health Department has recently experienced vandalism and trash relating to a nearby event venue, and has incurred substantial costs cleaning up the mess following these events. The ordinance is intended

51

to allow the police department to ticket unauthorized vehicles parked on the property by restricting parking privileges to employees and visitors of the Rines Center.

Victory Parking Garage Pre-pay Rate

Currently, all cash customers entering the garage after 6:00pm are asked to pay a pre-pay rate of \$3.00. This rate was established to enable the parking garage to collect revenues for vehicles anticipated to be in the garage after closing time. As the new parking equipment will require customers to pay by credit card upon exit after the garage closes, this measure is no longer necessary, and we would like to eliminate it.

Pine Lot Event Rates

We are requesting a change to the event rate structure for the Pine Lot. Since we have assumed management of the parking lot, it has become apparent that we are losing revenue opportunities by fixing the event rate at \$10. There are many events (Wolves games, Circus, etc.) that are not filling the arena, and we get little if any business at the \$10 rate. Additionally, private operators in the area adjust their rates downward for these events to draw additional business, further pricing the Pine Lot out of the market.

We are requesting the proposed range of \$6-\$10 per event, to be set by the Parking Manager as needed to price the lot competitively depending upon the event and the attendance levels.

Thank you for reviewing the attached request, and should the changes be approved by the committee, we respectfully request that they be forwarded to the full board for further review and approval.

Sincerely,

Brandy Stanley
Parking Manager

CC: Committee Members
City Clerk

51

“Amending Chapter 70: Motor Vehicles And Traffic of the Code of Ordinances of the City of Manchester; 70.54 by adding new lots, Lake Avenue Lot and Rines Center Lot, eliminating Victory Garage Prepay Rate, establishing a range of event rates for the Pine Lot to allow the Parking Manager to set the rate at a lower level if warranted, and establishing a range of event rates for the Lake Avenue Lot.”

I. Amend the Code of Ordinances by deleting language as stricken (-----) and inserting new as bolded (**bold**). Sections of the following chapters that remain unchanged, appear in regular type.

§ 70.54 PERMIT PARKING IN LIEU OF COIN DEPOSIT.

(A) The other provisions of §§ 70.76 through 70.82 of this chapter notwithstanding, vehicles may be lawfully parked in compliance with the requirements of this section, provided that the permit issued pursuant to this section is displayed by being hung from the rear view mirror or fully visible on the passenger side of the dashboard of said vehicle.

(B) In accordance with policies and procedures as are approved by the Committee on Traffic and Public Safety, the Parking Manager or his/her designee is hereby authorized to issue parking permits at monthly fees, or school semester fees under contractual arrangement, as prescribed herein. Such permits shall allow parking in lieu of the deposit of the required coin in any metered parking space unless otherwise posted or in any parking space designated by posting " Permit Parking Only" located in any of the following districts during the times prescribed:

<u>Parking District</u>	<u>Permit Rate Established</u>
-------------------------	--------------------------------

<u>8:00 a.m. to 5:30 p.m. Monday through Friday</u>	
---	--

<i>Downtown On-Street -</i>	
-----------------------------	--

	\$40.00
--	---------

area to include 10 hour metered spaces
east of Canal Street, excluding Elm Street

<u>5:30 p.m. to 10:00 p.m. Monday through Friday, and Saturday 8:00 a.m. to 10:00 p.m.</u>	
--	--

<i>Civic Center Event decal -</i>	
-----------------------------------	--

	\$30.00
--	---------

any 10-hour meter in all districts not otherwise posted

<u>8:00 a.m. to 5:30 p.m. Monday through Friday</u>	
---	--

<i>Other Parking Lots -</i>	
-----------------------------	--

	\$45.00
--	---------

Hartnett Lot

Manchester, NH Code of Ordinances

Middle Street Lot
Pearl Street Lot
Pine Street Lot

8:00 a.m. to 5:30 p.m. Monday through Friday

Lake Avenue Lot

\$65.00

24 hours, 7 days per week

Rines Center (1528 Elm Street)

Rines Center Parking Only

area to include the Rines Center parking lot and garage. Parking restricted to Rines Center employees and visitors only.

8:00 a.m. to 8:00 p.m. Monday through Friday

District 20

\$40.00

Area: Commercial Street both sides, bounded on the north by Canal Street and on the south by Arms Street. Dow Street both sides easterly from Commercial Street to the railroad tracks. Bedford Street east side from Kidder Street to a point 272 feet southerly.

District 21

\$40.00

UHN Student rate by semester

\$20.00

Area: Bedford Street both sides, bounded on the north by a point 272 feet south of Kidder Street and on the south by a point 855 north of Pleasant Street; Spring Street both sides bounded on the east by Bedford Street and on the west by Commercial Street; Commercial Street both sides bounded on the north by Arms Street and on the south by Waumbec Street; Arms Street, both sides bounded by Commercial Street on the east and Stark Street on the south; Stark Street both sides, bounded by Commercial Street to the east, and Mungalls Street to the west; Arms Lot, Arms extension Lot, Arms Outer Lot and Bedford Lot.

District 22

\$40.00

Area: Bedford Street both sides bounded by a point 855 feet north of Pleasant Street and Granite Street to the south; Commercial Street, both sides bounded by Waumbec Street to the north and Granite Street to the south; Phillippe Cote Street both sides bounded by Commercial Street at each end; Textile Court south side from Commercial Street to the dead end; Pleasant Street, both sides bounded by Bedford Street to the east, Commercial Street to the west.

District 23

\$40.00

Area: South Bedford Street west side bounded on the north by Depot Street and on the south to the dead-end; South Commercial Street both sides bounded on the north by

Granite Street and on the south by South Bedford Street

District 24 \$45.00

Area: Myrna lot	Per-Hour	Rate
	0-1	\$.75
	1-2	\$1.50
	2-3	\$2.25
	3-4	\$5.25
	4-5	\$8.25
	5-6	\$11.25
	6-7	\$14.25
	7-8	\$17.00 Daily Maximum

District 25 \$40.00

Area: Seal-Tanning Lot

No permit issued under the authority of this section shall be valid in any other metered space or in any other area. No permit shall be issued for a period in excess of one year. The permits authorized by this section shall not entitle the holders thereof to either priority or guaranteed parking.

(Ord. passed 8-6-02; Am. Ord. passed 6-3-03; Am. Ord. passed 6-8-04)

§ 70.57 PARKING RATES.

Except as otherwise ordered by the Board of Mayor and Aldermen, rates shall be charged for parking in city-owned facilities and on-street as follows:

(A) Parking garage rates:

- (1) Hourly rate \$0.50 per hour 6:00 a.m. to 10:00 p.m.
Monday through Friday excluding holidays
Victory Garage
- (2) Monthly rate \$70.00 for 6:00 a.m. to 7:00 p.m.
Monday through Friday excluding holidays
Victory Garage, 1155 Elm Street, Wall Street Garage
- (3) Monthly rate \$75.00 - 24 hours per day
Monday through Saturday excluding holidays
(includes posted civic center event times)
Victory Garage
- ~~(4)~~ Prepay rate after 6:00 p.m.
~~Monday through Saturday excluding holidays~~
~~Victory Garage - \$3.00 per vehicle~~
- ~~(5)~~(4) Validation Program 6:00 a.m. to 10:00 p.m.
(including civic center Event Parking), three hour limit
Victory Garage (Validating tickets available to retailers at a cost of
\$0.25 per ticket. Each ticket good for one hour free parking.)
- ~~(6)~~(5) Civic Center Event Parking Fees - (to be posted for Civic Center
Events)
 - (a) Victory Garage - \$3.00 prepay,
Monday through Friday Early Bird Special
4:00 p.m. - 6:00 p.m. arrival time;
\$5.00 prepay Monday through Friday after 6:00 p.m.,
Saturday/Sunday starting two hours prior to event
- ~~(7)~~(6) Lost Chip Fee - \$6.00 for the daily maximum rate and \$10.00 for
replacement of the lost chip. Total fee of \$16.00
- ~~(8)~~(7) Daily Maximum Rate - \$6.00

(B) Parking lot rates:

- (1) Hourly rates - as established by the Committee on Traffic and Public Safety subject to approval of the Board of Mayor and Aldermen and are outlined herein
- (2) By permit as established pursuant to § 70.54
- (3) Civic Center Event Parking Fees –

(a) To be posted Civic Center Event Parking:

Pine Street Lot	\$6.00 - \$10.00 prepay
Lake Avenue Lot	\$10.00 - \$15.00 prepay
Hartnett Lot	5.00 prepay
Arms Lot	5.00 prepay
Bedford Lot	5.00 prepay
Seal Lot	5.00 prepay

- (b) Civic Center Event Decal \$30.00 per month, 5:30 p.m. to 8:00 p.m. Monday through Friday

Permit and metered sections - Pine Street Lot, Pearl Street Lot, Seal Lot, Arms Lot, Bedford Lot, Hartnett Lot; and 10 hour metered spaces Pearl Street Lot, Granite Street Lot, and Arms Outer Lot

(4) Parking Lots (rates and time limits).

(a) <u>Lot</u>	<u>Maximum Hours</u>	<u>Rate Per Hour</u>
Pine Street Lot	2 Hours	\$.50
Lake Avenue Lot	N/A – Permit Only	See Permits
Hartnett Lot	10 hours	\$.50
Arms Lot	10 hours	\$.50
Bedford Lot	10 hours	\$.50
Seal Lot	N/A – Permit Only	See Permits
Middle Street Lot	2 Hours	\$.50
Arms, Extension	10 hours	\$.50
Arms Outer Lot	10 hours	\$.50
Pearl Street lot	2 Hours/10 Hours	\$.50
1155 Elm Street	N/A – Permit Only	See Permits

(b) <u>Myrna Lot</u>	<u>Hours</u>	<u>Rate Per Hour</u>
----------------------	--------------	----------------------

0-1	\$0.75
1-2	\$1.50
2-3	\$2.25
3-4	\$5.25
4-5	\$8.25
5-6	\$11.25
6-7	\$14.25
Daily Maximum 7-12	\$17.00

(C) Myrna Lot Validation Program, Myrna Lot, 8 a.m. to 8 p.m., validating tickets available to retailers at a cost of \$0.75 per ticket. Each ticket good for one hour parking.

(D) Myrna Lot Rate Reduction Program, Myrna Lot, 8 a.m. to 8 p.m., allowing business customers to pay \$0.75 per hour for up to 12 hours. Tickets issued only to businesses with customers using the Myrna Lot, and are free of charge.

(E) On-street parking rates:

(1) By permit rate as established pursuant to § 70.54

(2) No fee when meeting the requirements of § 70.55 relating to residential parking permits.

(3) \$30.00 per month civic center Event Decal 5:30 p.m. to 10:00 p.m. Monday through Friday, and Saturday 8:00 a.m. to 10:00 p.m. - For 10 hour meters any location in lieu of coin deposit

(4) Hourly rates - metered \$0.50 per hour all meters pursuant to regulations established by the Committee on Traffic and Public Safety with the approval of the Board of Mayor and Aldermen

(Ord. passed 8-6-02; Am. Ord. passed 1-21-03; Am. Ord. passed 6-3-03; Am. Ord. passed 6-1-04; Am. Ord. passed 1-4-05)



CITY OF MANCHESTER

Board of Aldermen



IN BOARD OF MAYOR & ALDERMEN

DATE: November 28, 2006

ON MOTION OF ALD. Shea

MEMORANDUM

SECONDED BY ALD. Pinard

refer to the Committee on
VOTED TO Public Safety and Traffic.

John P. Pinard
CITY CLERK

To: Board of Mayor and Aldermen

From: Alderman Shea *M. P. S.*

Date: November 28, 2006

Re: Establishment of a Manchester Crime Prevention Committee

My purpose in proposing the establishment of such a committee would be to examine the causes for increases in serious crimes in Manchester and I am recommending that members of the committee include the following:

- a) Manchester Police Chief (Chairman);
- b) a representative of the NH State Police;
- c) a representative of the Sheriff's Department;
- d) a representative of the Manchester Police Commission;
- e) a representative of the DEA (research purposes);
- f) a representative of the FBI (research purposes);
- g) Chairman of the Board of Aldermen;
- h) a representative of the Office of Youth Services;
- i) a representative of the Mayor's office; and
- j) utilization of local colleges for research purposes.

The committee would be in conjunction with the Mayor's action plan for neighborhood improvements and predicated upon the Manchester Refugee Resettlement Advisory Committee report submitted in May 2006.

Upon conclusion a report would be submitted to the Board of Mayor and Aldermen for their review no later than March 2007.